

EXHIBIT P

IN THE COURT OF COMMON PLEAS IN AND FOR
THE COUNTY OF MONTGOMERY, PENNSYLVANIA
CIVIL TRIAL DIVISION

- - -

DONALD J. TRUMP FOR PRESIDENT, INC.,	:	NO. 2020-18680
GARRITY FOR PA,	:	
HEIDELBAUGH FOR ATTORNEY GENERAL, INC.,	:	
REPUBLICAN NATIONAL COMMITTEE,	:	
DANIEL J. WISSERT,	:	
Plaintiffs,	:	
vs.	:	
MONTGOMERY COUNTY BOARD OF ELECTIONS,	:	
Defendant,	:	
and	:	
DEMOCRATIC SERVICES CORPORATION/	:	
DEMOCRATIC NATIONAL COMMITTEE,	:	
Intervenor,	:	
and	:	
DEMOCRATIC SERVICES CORPORATION/	:	
DEMOCRATIC NATIONAL COMMITTEE,	:	
Pro Hac Vice Attorney,	:	
and	:	
UZOMAN N. NKWONTA,	:	
Pro Hac Vice Attorney.	:	

- - -
Petition for Review of Decision by
Montgomery County Board of Elections
- - -

Tuesday, November 10, 2020
Commencing at 9:00 a.m.

- - -

Bernadette Black Berardinelli, RDR, CRR, CRC
Official Court Reporter
Taken Remotely Via Videoconference
Montgomery County Courthouse
Norristown, Pennsylvania

- - -

BEFORE: THE HONORABLE RICHARD P. HAAZ, JUDGE

1 TRUMP v. MONTGOMERY COUNTY BOARD OF ELECTIONS

2 THE COURT: In your petition, which is
3 right before me -- and I read it several times -- you
4 don't claim that any electors or the Board of the
5 County were guilty of fraud, correct? That's correct?

6 MR. GOLDSTEIN: Your Honor, accusing
7 people of fraud is a pretty big step. And it is rare
8 that I call somebody a liar, and I am not calling the
9 Board of the DNC or anybody else involved in this a
10 liar. Everybody is coming to this with good faith.
11 The DNC is coming with good faith. We're all just
12 trying to get an election done. We think these were a
13 mistake, but we think they are a fatal mistake, and
14 these ballots ought not be counted.

15 THE COURT: I understand. I am asking
16 you a specific question, and I am looking for a
17 specific answer. Are you claiming that there is any
18 fraud in connection with these 592 disputed ballots?

19 MR. GOLDSTEIN: To my knowledge at
20 present, no.

21 THE COURT: Are you claiming that there
22 is any undue or improper influence upon the elector
23 with respect to these 592 ballots?

24 MR. GOLDSTEIN: To my knowledge at
25 present, no.

1 TRUMP v. MONTGOMERY COUNTY BOARD OF ELECTIONS

2 THE COURT: Does it make a difference
3 whether a claim of irregularity or technical
4 noncompliance with the election code is made with or
5 without an accompanying claim of fraud or improper
6 influence?

7 MR. GOLDSTEIN: It does not. I mean, to
8 claim the technical defects are immaterial, which is in
9 some sense some of the thrust of what the DNC argued,
10 is really to misperceive what is going on in the
11 election code. The election code is technical.

12 These requirements are all technical.
13 And some of them sit in that code for reasons that are
14 a mystery for all of us. I mean, I sort of recounted
15 for you my view of why the elector signing in his own
16 hand is material. The DNC have their reasons for why
17 they think it is material or immaterial. The fact of
18 the matter is, it is in the code. The code is itself
19 technical. Those technicalities are part and parcel of
20 the law and a violation of the results in a ballot that
21 can't be counted.

22 THE COURT: All right. I don't have any
23 questions for you.

24 I have a question for generally whoever
25 prepared the stipulation. So I will ask it of you and

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